IN THE UNITED STATES BANKRUPTCY COURT FOR THE EASTERN DISTRICT OF VIRGINIA Richmond Division

	X	
	:	Chapter 11
In re:	:	
	:	Case No. 08-35653 (KRH)
CIRCUIT CITY STORES, INC.,	:	
<u>et al.</u> ,	:	
	:	Jointly Administered
Debtors. ¹	:	
	:	
	X	

AFFIDAVIT OF PUBLICATION OF ERIN OSTENSON IN THE WALL STREET JOURNAL

The Debtors and the last four digits of their respective taxpayer identification numbers are as follows: Circuit City Stores, Inc. (3875), Circuit City Stores West Coast, Inc. (0785), InterTAN, Inc. (0875), Ventoux International, Inc. (1838), Circuit City Purchasing Company, LLC (5170), CC Aviation, LLC (0841), CC Distribution Company of Virginia, Inc. (2821), Circuit City Properties, LLC (3353), Kinzer Technology, LLC (2157), Abbott Advertising Agency, Inc. (4659), Patapsco Designs, Inc. (6796), Sky Venture Corp. (0311), Prahs, Inc. (n/a), XSStuff, LLC (9263), Mayland MN, LLC (6116), Courchevel, LLC (n/a), Orbyx Electronics, LLC (3360), and Circuit City Stores PR, LLC (5512). The address for Circuit City Stores West Coast, Inc. is 9250 Sheridan Boulevard, Westminster, Colorado 80031. For all other Debtors, the address is 9950 Mayland Drive, Richmond, Virginia 23233.

AFFIDAVIT

STATE OF TEXAS) ss: CITY AND COUNTY OF DALLAS)

I, Erin Ostenson, being duly sworn, depose and say that I am the Advertising Clerk of the Publisher of THE WALL STREET JOURNAL, a daily national newspaper of general circulation throughout the United States, and that the Notice attached to this Affidavit has been regularly published in THE WALL STREET JOURNAL for national distribution for one insertion(s) on the following date(s): 11/21/08; advertiser: Circuit City Stores, Inc.; and that the foregoing statements are true and correct to the best of my knowledge.

Sworn to before me this LYZday of Mov. 18

Jotery Public

MITCHELL E. CHEATHAM Notary Public, State of Texas My Commission Expires March 01, 2011 night mail only); (i) the Securities of the Alexenue Service (Int. Die Die Crate 1000 of the Full listrict of Virginia; (e) counsel to the Prepetition Lenders; (f) the ded on the Debtors' list of fifty (50) largest unsecured creditors; ory committee appointed under Section 1102 of the Bankruptcy in the transfer agents for any Circuit City Stock.

Lourt shall retain jurisdiction to interpret, enforce, aid in the of and resolve any disputes or matters related to any of the pro-

rposes of Section 4 of this Notice, the following definitions shall

1)(5) Plan" means a plan of reorganization for the Debtors under the Bankruptcy Code that provides for or contemplates the use ting loss carryforwards and other tax attributes under Section the I.R.C. and that restricts transfers of Beneficial Ownership ecurities for not less than two years after the reorganization in an "ownership change," as such term is defined in the I.R.C. and romulgated thereunder.

romulgated thereunder. J(6) Plan' means a plan of reorganization for the Debtors under 'the Bankruptcy Code that provides for or contemplates the use ing loss carryforwards and other tax attributes under, and sub-itations of, Section 382(I)(6) of the I.R.C. <u>cable Percentage</u>" means, if only one class of Affected Securi-ssued pursuant to the terms of a 382(1)(5) Plan, 4.75% of the

ich shares that the Debtors reasonably estimate will be issued the date of such 382(I)(5) Plan. If more than one class of Affected to be distributed pursuant to the terms of a 382(I)(5) Plan, the reentage shall be determined by the Debtors in their reason-ti in a manner consistent with the estimated range of values to be distributed reflected in the valuation analysis set forth 5) Disclosure Statement, and shall be expressed in a manner lear how many shares of common equity would constitute the lear how many shares of common equity would constitute the

rcentage.

ficial Ownership" of claims shall be determined in accordance le rules under Section 382 of the I.R.C. and regulations promulader, as if such rules applied to claims in the same manner as equity except to the extent inconsistent with rules and regulally applicable to the ownership of claims.

ficial Claimholders" means those Entities that have Beneficial

crains.
"shall have the meaning ascribed to that term in Section 101(5) ptcy Code and includes, without limitation, a lessor's right to any ure payment under or arising out of any lease with respect to

otor is a lessee. mation Date* means the date on which the Court enters an ing a 382(1)(5) Plan. mation Hearing* means a hearing held before this Court on the of the 382(1)(5) Plan pursuant to Section 1129 of the Bank-

1)(5) Disclosure Statement" means a disclosure statement filed trelating to a 382(1)(5) Plan. tive Date" means the date on which the 382(1)(5) Plan becomes in no event less than thirty (30) calendar days from the Confir

I" means a person or entity for purposes of the rules under Sec-

e I.R.C. mental Holdings" means the amount, if any, of Claims identi-ubstantial Claimholders' Final Holdings Report in excess of the he amount contained in each respective Substantial Claimhold-dings Report and (ii) the Threshold Amount as of the Disclosure tice Record Date.

titce Record Date. \(\frac{1}{2} \) Item (2 \) Item s had beneficial ownership.

ays had beneficial ownership. tited Substantial Claimholder" means a Substantial Claimthe Debtors reasonably conclude acquired its claim in the ordifthe Debtors' trade or business (within the meaning of Treasury
ection 1.382-9(d)(2)(iv)) and has at all times since the creation
held the Beneficial Ownership in that claim.
on Date" means November 10, 2008.

cted Amount" means the amount of claims of which a Beneficial ad Beneficial Ownership on the Petition Date, increased by the sims of which such Beneficial Claimholder acquires Beneficial irsuant to trades entered into be irsuant to traces entered into before the retution Date that had a so fit he Petition. Date minus the amount of claims that such imholder sells pursuant to trades entered into before the Petihad not yet closed as of the Petition Date.

antial Claimholder' means a Beneficial Claimholder who holds a Threshold Amount as of the applicable record date and time, in Paragraphs 4(a) and 4(c) above.

in Paragraphs 4(a) and 4(c) above. shold Amount* means the amount of claims that are projected is to entitle the Beneficial Claimholder thereof to become the imholder of the Applicable Percentage of Affected Securities. Incremental Holdings* means the aggregate amount of all of tial Claimholders* Incremental Holdings.

ttal claimfolders incernment roldings. KE FURTHER NOTICE that, upon the request of any person, countors, Skadden, Arps, Slate, Meagher & Flom LLP, One Rodney ox 636, Wilmington, Delaware, 19899, Attn. Gregg M. Galardi,

ox 636, Wilmington, Delaware, 19899, Attn: Gregg M. Galardi, form of each of the required notices described above. KE FURTHER NOTICE that, upon the request of any person, son Consultants LLC ("KCC"), 2335 Alaska Avenue, El Segundo, all supply a copy of the Order and the exhibits to this Notice; opies of the Order and such exhibits are available on KCC's web-collc.net. KCC shall supply a copy of the Order at a cost to be arson requesting it at the prevailing fee being charged by KCC. ommodate document requests during normal business hours, day (excluding recognized holidays).

day (excluding recognized holidays).

INFORMATION OF THE PROT. FORTH IN THIS NOTICE SHALL CONSTITUTE A VIOLATION

MATIC STAY PRESCRIBED BY SECTION 362 OF THE BANK-

AKE FURTHER NOTICE THAT ANY PROHIBITED PURCHASE, ;, OR OTHER TRANSFER OF CLAIMS AGAINST, OR EQUITY IN, THE DEBTORS IN VIOLATION OF THE ORDER SHALL BE IN, THE DEBIONS IN VOLCATION OF THE CHORS SHALL BE OIDD AB INITIO AND MAY BE PUNISHED BY CONTEMPT OR TIONS IMPOSED BY THE BANKRUPTCY COURT. IKE FURTHER NOTICE THAT THE DEBTORS PLAN OF REORGA-

YPROVIDE FOR THE DISALLOWANCE OF CLAIMS AGAINST OR IT THE DEBTORS TO THE EXTENT THAT THEY WOULD ENTITLE S THEREOF TO A DISTRIBUTION OF 4.75% OR MORE OF THE EREORGANIZED DEBTORS.

KE FURTHER NOTICE that the requirements set forth in this addition to the requirements of Rule 3001(e) of the Federal kruptcy Procedure and applicable securities, corporate, and d do not excuse compliance therewith. iber 17, 2008, Richmond, Virginia

posed Counsel for Debtors and Debtors in Possession

SKADDEN, ARPS, SLATE, MEAGHER & FLOM, LLP 3 M. Galardi, Esq., lan S. Fredericks, Esq., P.O. Box 636, ilmington, Delaware 19899-0636 (302) 651-3000

SKADDEN, ARPS, SLATE, MEAGHER & FLOM, LLP terson, Esq., 333 West Wacker Drive, Chicago, Illinois 60606, (312) 407-0700

MCGUIREWOODS LLP :(VSR No. 34304). Doublas Foley (VSR No. 34364). One

Dispatche Note the Education Order to Argunia and the Information of the foregoing would be otherwise applicable to Proposed Equity Transferor, as the case may be, an objection to any proposed Equity Transferor, as the case may be, an objection to any proposed transfer of WMI Stock described in such Equity Acquisition Notice or Equity Disposition Notice on the grounds feror, as the case may be, an objection to any proposed transfer of WMI Stock described in such Equity Acquisition Notice or Equity Disposition Notice on the grounds that such transfer may adversely affect the Debtors' ability to utilize the Tax Attributes (an "Equity Objection") as a result of an "ownership change" under section 382 or section 383 of the Tax Code.

preferred stock that may be outstanding as of the actual acquisition or disposition of the shares that are the subject of the Equity Acquisition Notice or the Equity Disposi-

IN THE UNITED STATES BANKRUPTCY COURT FOR THE EASTERN DISTRICT OF VIRGINIA - RICHMOND DIVISION

In re: Chapter 11 CIRCUIT CITY STORES, INC., et al., Case No. 08-35653 Debtors) Jointly Administered

TO: ALL POTENTIAL HOLDERS OF ADMINISTRATIVE CLAIMS UNDER BANKRUPTCY CODE SECTION 503(b)(9)

PLEASE TAKE NOTICE THAT DECEMBER 19, 2008 AT 5:00 PM PACIFIC TIME HAS BEEN ESTABLISHED AS THE DEADLINE FOR FILING A REQUEST FOR ALLOWANCE OF AN ADMINISTRATIVE EXPENSE CLAIM UNDER 11 U.S.C. § 503(b)(9) IN THE ABOVE-CAPTIONED CASES. All par-§ 503(b)(9) IN THE ABOVE-CAPTIONED CASES. All parties asserting administrative expense claims, as defined in sections 101(5) and 503(b)(9) of 1.1 U.S.C. §§ 101-1532 (the "Bankruptcy Code"), for the value of any goods sold in the ordinary course of business and received by the Debtors (as defined below) within 20 days before November 10, 2008 (the "Petition Date") (i.e., between October 21; 2008 and November 9, 2008) must file a request for payment on such claim (a "Section 503(b)(9) Claim Request") on or before December 19, 2008. PERSONS OR ENTITIES WHO MUST FILE A SECTION 503(b)(9) CLAIM REQUEST. On November 12, 2008, the United States Bankrunder Court, for the Fastern District

United States Bankruptcy Court for the Eastern District of Virginia (the "Court") approved an order (the "Section 503(b)(9) Sar Date Order") establishing the Bar Date. Bankruptcy Code section 503(a) and the Section 503(b) (9) Bar Date Order require all persons and entities, including, without limitation, individuals, partnerships, corpora tions, estates, trusts, indenture trustees, unions and gov ernmental units that assert a Claim (as defined in section 101(5) of the Bankruptcy Code) under Bankruptcy Code section 503(b)(9) against any of the Debtors listed on Exhibit 1 attached hereto, to file a Section 503(b)(9) Claim Request. Any person or entity holding a Section 503(b) (9) Claim must file a Section 503(b)(9) Claim Request on or before the Bar Date. Bankruptcy Code section 101(5) defines "Claim" to mean:

(A) right to payment, whether or not such right is reduced to judgment, liquidated, unliquidated, fixed, contingent, matured, unmatured, disputed, undisputed, legal

tingent, matured, unmatured, disputed, undisputed, legal, equitable, secured, or unsecured; or (B) right to an equitable remedy for breach of performance if such breach gives, rise to a right to payment, whether or not such right to an equitable remedy is reduced to judgment, fixed, contingent, matured, unmatured, disputed, undisputed, secured, or unsecured(.] 11 U.S.C. § 101(5). CONTENTS OF SECTION 503(by9) CLAIM REQUESTS. Each Section 503(b)(9) Claim Request must set forth with specificity:

1. The amount of the claim.

The amount of the claim.
 The particular Debtor against which the claim is

3. The type(s) of goods the claimant asserts were received by the Debtor within 20 days before the Petition Date ("the Goods").

4. The shipment date for the Goods

The date on which the claimant asserts the Debtor

received the Goods The place of delivery of the Goods.
The method of delivery of the Goods.

The name of the carrier of the Goods.

8. The name of the carrier of the Goods.
9. The value of the Goods.
In addition, the Section 503(b)(9) Claim Request must include or attach documentation identifying: (i) the particular invoice(s) for which any such Section 503(b)(9) Claim is being asserted; and (ii) any demand to reclaim goods sold to the Debtors under Bankruptcy Code section 546(c).
Einally, any parson asserting a Section 503(b)(9) Claim Einally, any parson asserting a Section 503(b)(9) Claim Einally.

Finally, any person asserting a Section 503(b)(9) Claim ust certify that the goods were sold in the ordinary

TIME AND PLACE FOR FILING SECTION 503(b)(9) CLAIM REQUESTS. To obtain a copy of the Section 503(b) (9) Claim Request form, contact Circuit City Stores, Inc.,

et al., Claims Processing, in writing, c/o Kurtzman Carson Consultants LLC, 2335 Alaska Avenue, El Segundo, CA

For any Section 503(b)(9) Claim Request to be timely For any Section 503(b)(9) Claim Request to be timely and properly filed, a person or entity holding a Section 503(b)(9) Claim must submit a signed original Section 503(b)(9) Claim, together with accompanying documentation, by mail, hand-delivery, or overnight courier, to Circuit City Stores, Inc., et al., Claims Processing, in writing, cy of Kurtzman Carson Consultants LLC, at the following address:

Kurtzman Carson Consultants LLC
2335 Alaska Avenue, El Segundo, CA 90245
Section 503(b)(9) Claim Request must be delivered to and received by Kurtzman Carson Consultants LLC no later than 5:00 p.m., Pacific Time, on December 19, 2008. Any Section 503(b)(9) Claim Request may be submitted in person or by courier service, hand delivery, or mail addressed to Kurtzman Carson Consultants LLC at the foregoing address, Any Section 503(b)(9) Claim Request submitted by facsimile, email or other electronic Request submitted by facsimile, email or other electronic means will not be accepted and will not be deemed filed until such Section 503(b)(9) Claim Request is submitted by one of the methods described in the foregoing sentence. Any Section 503(b)(9) Claim Request will be deemed filed only when actually received by Kurtzman Carson Consultants LLC. If you wish to receive acknowledgment of Kurtzman Carson Consultants LLC's receipt of your Section 503(b)(9) Claim Request and a self-addressed, stamped envelope. If you wish to assert Section 503(b)(9) Claim Request and self-addressed, stamped envelope. If you wish to assert Section 503(b)(9) Claim Request and the case of each Debtor against which you believe you hold such a claim.

the case of each Debtor against which you believe you hold such a claim.

CONSEQUENCES OF FAILURE TO FILE A SECTION 503(b)(9) CLAIM REQUEST. ANY PERSON OR ENTITY HOLDING A SECTION 503(b)(9) CLAIM THAT FAILS TO FILE A SECTION 503(b)(9) CLAIM REQUEST ON OR BEFORE THE BAR DATE (DECEMBER 19, 2008) SHALL BE FOREVER BARRED AND ESTOPPED FROM ASSERT-ING A SECTION 503(b)(9) CLAIM AGAINST THE DEBT-ORS, THEIR ESTATES, OR THE PROPERTY OF ANY OF THEM, ABSENT FURTHER ORDER OF THE COURT.

ADDITIONAL INFORMATION. If you require additional information regarding the filing of a Section 503(b)(9) Claim Request, you may contact counsel for the Debtors in writing at the addresses listed at the top of this Notice. The claims registers for the Debtors will be available at the office of Kurtzman Carson Consultants LLC between 9:00 a.m. and 5:00 p.m., Pacific time, if there are questions concerning the filing or processing of a Section 503(b)(9) Claim Request. **BY ORDER OF THE COURT**.

EXHIBIT 1: Debtors and Debtors In Possession Circuit City Stores, Inc.; Circuit City Stores West Coast, Inc.; InterTAN, Inc.; Ventoux International, Inc.; Circuit City Purchasing Company, LLC; CC Aviation, Inc.; CC Distribution Company of Virginia, Inc.; Circuit City Properties, LLC; Kinzer Technology; Abbott Advertising Agency, Inc.; Patapsco Designs, Inc.; Sky Venture Corporation; Prahs, Inc.; XS Stuff, LLC; Mayland MN, LLC; Courchevel, LLC; Orbyx Electronics, LLC; Circuit City Stores PR, LLC

Proposed Counsel to the Debtors and Debtors in Possession

Gregg M. Galardi, Esq., lan S. Fredericks, Esq., SKADDEN, ARPS, SLATE, MEAGHER & FLOM, LLP, One Rodney Square, PO Box 636, Wilmington, Delaware 19899-0636, (302) 651-3000

Chris L. Dickerson, Esq., SKADDEN, ARPS, SLATE, MEAGHER & FLOM, LLP, 333 West Wacker Drive, Chicago, Illinois 60606, (312) 407-0700

Dion W. Hayes (VSB No. 34304), Douglas M. Foley (VSB No. 34364), MCGUIREWOODS LLP, One James Center, 901 E. Cary Street, Richmond, Virginia 23219, (804) 775-1000

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PUBLIC NOTICES

ATTENTION UNITED RENTALS INC. (URI) SHAREHOLDERS **DURING THE PERIOD 2000 TO 2005:**

Jury selection and trial of the criminal case of United States v. John N. Milne, 3:08CR90(AHN), in which the defendant has been charged with, among other crimes, securities fraud in connection with URI stock, has been scheduled to commence on March 9, 2009 at 9 a.m. The trial will be held in courtroom number three of the United States Courthouse, 915 Lafayette Blvd., Bridgeport, Connecticut. It is expected that other pre-trial court dates and post-trial dates (if necessary) will be scheduled by the Court in the future. Such dates and any changes in the current trial date will be posted on the website for the United States Attorney's Office, District of Connecticut, which is http://www.usdoj.gov/usao/ct. If you would like additional information about the case, please call the United States Attorney's Office for the District of Connecticut at 203-821-3700, or toll free at 1-888-645-5807, and ask to speak with Linda Corraro, Victim-

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